

Education Cabinet

Kentucky Board of Education

Department of Education

(Amendment)

701 KAR 5:110. Use of local monies to reduce unmet technology need.

RELATES TO: KRS 156.670, 157.650, 157.655, 157.660, 157.665, 160.160

STATUTORY AUTHORITY: KRS 156.070, 156.160

NECESSITY, FUNCTION, AND CONFORMITY: KRS 156.160(1)(b) requires the Kentucky Board of Education to promulgate administrative regulations governing the acquisition and use of educational equipment for the schools as recommended by the Council for Education Technology. KRS 156.670(1) requires the development of the master plan for education technology to outline Commonwealth activities related to the purchase, development, and use of technology. The master plan requires a district to submit a ~~[district technology]~~ plan and report which describes its educational initiatives that have technology components and their unmet technology need. KRS 157.655 stipulates that a local public school district may participate in the education technology funding program based on the unmet technology need described in the local district plan and approved by the state board. Based on review of the unmet technology need ~~[in district technology plans]~~, it has been determined that full implementation of KETS cannot be funded based solely on offers of assistance from the Education Technology Trust Fund. Therefore, this administrative regulation is promulgated to ensure that all

1 school district technology procurements, in categories for which KETS standards for
2 unmet need have been established, will reduce the unmet technology need regardless of
3 source of funds.

4 Section 1. Definitions. (1) "Department" means the Kentucky Department of Education.

5 (2) "District education ~~[technology]~~ plan" means the plan developed by the local school
6 district ~~[and the Department of Education and approved by the Kentucky Board of~~
7 ~~Education]~~.

8 (3) "Kentucky Education Technology System" or "KETS" means the statewide system set
9 forth in the technology master plan issued by the Kentucky Board of Education ~~[with the~~
10 ~~recommendation of the Council for Education Technology]~~ and approved by the
11 Legislative Research Commission.

12 (4) "Master plan" means the long-range plan for the implementation of the Kentucky
13 Education Technology System ~~[as developed by the Council on Education Technology~~
14 ~~and]~~ approved by the Kentucky Board of Education and the Legislative Research
15 Commission.

16 (5) "Unmet technology need" means the total cost of technology, meeting or exceeding
17 the criteria established in the master plan, needed to achieve the capabilities outlined in
18 the approved technology plan of the local school district.

19 Section 2. Determination of Unmet Need. A local school district shall determine its
20 unmet technology need as part of the education technology planning process. Unmet
21 technology need shall be audited by the department and subject to the approval of the
22 Kentucky Board of Education as part of the state review and assistance calculation
23 process, as provided by the master plan.

1 Section 3. Reducing Unmet Need. (1) In categories of unmet technology need, as
2 provided in the KETS Master Plan for Education Technology, a district shall limit
3 procurements to those which will reduce unmet technology need until the district's unmet
4 technology need no longer exists.

5 (2) To assist a district in selecting technology which will reduce the unmet technology
6 need, the Department of Education shall develop suggested procurement guidelines for
7 equipment, software, and services.

8 Section 4. Alternative Technology. For technology components for which KETS
9 standards have not been established, a local school district may propose alternative
10 technologies (waivers) in the local education [technology] plan, particularly if the
11 technology is proposed to achieve innovation. The department shall respond to the waiver
12 within a three (3) week time period. If denied, the local school district may appeal to the
13 commissioner.

14 Section 5. Incorporation by Reference. (1) The KETS Master Plan for Education
15 Technology, dated December 2006 [~~May 2000~~], is hereby incorporated by reference.

16 (2) This material may be inspected, copied, or obtained, subject to applicable copyright
17 law, from the Office of Education Technology, 15 Fountain Place, [~~First Floor, Capital~~
18 ~~Plaza Tower, 500 Mero Street,~~] Frankfort, Kentucky, Monday through Friday, 8 a.m.
19 through 4:30 p.m.